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ELECTRONICALLY FILED
September 14, 2011

9 Co-Counsel for Debtor

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13 Nevada Bar No. 9987
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16 Las Vegas, Nevada 89101
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21 Counsel for Debtor

22
23 UNITED STATES BANKRUPTCY COURT
24 DISTRICT OF NEVADA

25 —ooOoo—

26 In Re:
27 ELKO GOLD MINE, LLC,
28 a Nevada limited liability company,
29 Debtor.

30 Case No. BK-N-11-50084-BTB
31 Chapter 11

32
33 **NOTICE OF HEARING ON**
34 **CONFIRMATION OF DEBTOR'S**
35 **SECOND AMENDED PLAN OF**
36 **REORGANIZATION**

37
38 Hearing Date: October 26, 2011
39 Hearing Time: 3:00 p.m.
40 Ballots Due: October 21, 2011

41
42 TO: ALL CREDITORS AND PARTIES IN INTEREST:

43
44 **NOTICE IS HEREBY GIVEN** that on **October 26, 2011 at 3:00 p.m.**, the Court
45 will conduct a hearing to consider the confirmation of Debtor's Second Amended Plan of
46 Reorganization. There is transmitted herewith a copy of Debtor's Second Amended Plan of
47 Reorganization filed on September 1, 2011 [Dkt. #129], Debtor's Second Amended
48 Disclosure Statement filed on September 1, 2011 [Dkt. #130], Errata To Debtor's Second

1 Amended Disclosure Statement filed on September 1, 2011 [Dkt. #132], and Ballot for
2 Accepting or Rejecting Debtor's Plan of Reorganization [*the Ballot is also attached to the*
3 *electronically filed Notice of Hearing*].

4 The Ballot for the acceptance or rejection of the Plan, as Amended, must be returned
5 on or before **October 21, 2011** to:

Alan R. Smith, Esq.
Law Offices of Alan R. Smith
505 Ridge Street
Reno, Nevada 89501
775/786-3066; email: mail@asn

Facsimile: 775/786-3066; email: mail@asmithlaw.com

9 **NOTICE IS FURTHER GIVEN** that objections to confirmation of the Second
10 Amended Plan Reorganization must be filed with the United States Bankruptcy Court and
11 served upon Debtor's counsel on or before **October 12, 2011**.

12 **NOTICE IS FURTHER GIVEN** that the hearing on this matter will be held before
13 a United States Bankruptcy Judge, in the Clifton Young Federal Building, 300 Booth Street,
14 Courtroom 2, Fifth Floor, Reno, Nevada 89509 on **October 26, 2011, at 3:00 p.m.**

15 **NOTICE IS FURTHER GIVEN** that the last day for creditors to file complaints
16 against the Debtor for non-dischargeability of a debt, pursuant to 11 U.S.C. § 1141(d) and
17 Fed. R. Bankr. P. 4004(a), is **October 26, 2011.**

18 || DATED this 14th day of September, 2011.

LAW OFFICES OF ALAN R. SMITH

By: /s/ Alan R. Smith
ALAN R. SMITH, ESQ.
Attorney for Debtor

1 AJ KUNG, ESQ.
 2 Nevada Bar No. 7052
 2 BRANDY BROWN, ESQ.
 3 Nevada Bar No. 9987
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7 Counsel for Debtor

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Co-Counsel for Debtor

8
 9 UNITED STATES BANKRUPTCY COURT

10 DISTRICT OF NEVADA

—ooOoo—

11 In Re:
 12 ELKO GOLD MINE, LLC,
 13 a Nevada limited liability company,
 14 Debtor.

Case No. BK-N-11-50084-BTB
 Chapter 11
BALLOT FOR ACCEPTING OR
REJECTING DEBTOR'S PLAN OF
REORGANIZATION

Hearing Date: October 26, 2011
 Hearing Time: 3:00 p.m.

15 The Plan of Reorganization, and amendments thereto, referred to in this ballot can be confirmed by
 16 the Court only if two-thirds in amount and more than one-half in number of creditors in each class of interest
 17 voting on the Plan accept the Plan, or, in the event of a rejection, the Court finds that the Plan nonetheless
 conforms to the requirements of the law. See 11 U.S.C. § 1129.

18 This ballot must be returned by mail, fax or email no later than **5:00 p.m. on October 21, 2011**
 19 to:

Alan R. Smith, Esq.
 Law Offices of Alan R. Smith
 505 Ridge Street
 Reno, Nevada 89501
 Facsimile Number: (775) 786-3066
 Email: mail@asmithlaw.com

22 The undersigned acknowledges receipt of the Plan of Reorganization and amendment thereto and
 23 votes as follows:

[Check One Box]

24 Class of Creditor: _____

Accepts (_____)

25 Amount of Claim: \$ _____

Rejects (_____)

Name of Creditor:
 26 Address:

27 By:
 28 Title:
